

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA

v.

KEVIN JOHNSON and
TYLER LANG

No. 14 CR 390

Judge Milton I. Shadur

PROTECTIVE ORDER GOVERNING DISCOVERY

Upon the unopposed motion of the government, pursuant to Fed. R. Crim. P. 16(d) and 18 U.S.C. § 3771(a)(1) and (8), it is hereby ORDERED:

1. The following categories of materials (the “**Subject Materials**”) provided by the United States in preparation for, or in connection with, any stage of the proceedings in this case (collectively, “the materials”) are subject to this protective order and may be used by defendants and defendants’ counsel (defined as counsel of record in this case) solely in connection with the defense of this case, and for no other purpose, and in connection with no other proceeding, without further order of this Court:

a. Any and all information relating to the business or proprietary information relating to any business or private individual engaged in any animal enterprise business.

b. Any information at all relating to other law enforcement investigations, including any and all names associated with those investigations, any information obtained during those investigations, and the existence of the investigation itself.

c. Any information at all relating to any law enforcement techniques or investigative steps which are described or disclosed in the discovery materials.

2. Defendants and defendants' counsel shall not disclose the **Subject Materials** or their contents directly or indirectly to any person or entity other than persons employed to assist in the defense, persons who are interviewed as potential witnesses, counsel for potential witnesses, and other persons to whom the Court may authorize disclosure (collectively, "authorized persons"). Potential witnesses and their counsel may be shown copies of the **Subject Materials** as necessary to prepare the defense, but may not retain copies without prior permission of the Court. The **Subject Materials** and their contents shall not be disclosed either directly or indirectly to any person or entity outside of the United States without prior authorization from the Court.

3. Defendants, defendants' counsel, and authorized persons shall not copy or reproduce the **Subject Materials** except in order to provide copies of the materials for use in connection with this case by defendants, defendants' counsel, and authorized persons. Such copies and reproductions shall be treated in the same manner as the original materials.

4. Defendants, defendants' counsel, and authorized persons shall not disclose any notes or records of any kind that they make in relation to the contents of the **Subject Materials**, other than to authorized persons, and all such notes or records are to be treated in the same manner as the original materials.

5. Before providing **Subject Materials** to an authorized person, defense counsel must provide the authorized person with a copy of this Order and require the authorized person to sign a statement acknowledging that the authorized person has received a copy of and reviewed this Order, and has agreed to be bound by its terms and conditions subject to sanctioning by the Court for any violations of this Order. Defense counsel shall maintain a copy of the signed statement of each authorized person for a period of twelve months after the conclusion of all stages of this case, and shall provide copies of the signed statement of each authorized person to the government upon request.

6. Upon conclusion of all stages of this case, all of the **Subject Materials** and all copies made thereof shall be disposed of in one of three ways, unless otherwise ordered by the Court. The **Subject Materials** may be (1) destroyed; (2) returned to the United States; or (3) retained in defense counsel's case file. The Court may require a certification as to the disposition of any such materials.

7. The restrictions set forth in this Order do not apply to documents that are or become part of the public court record, including documents that have been received in evidence at other trials, nor do the restrictions in this Order limit defense counsel in the use of discovery materials in judicial proceedings in this case.

8. Nothing contained in this Order shall preclude any party from applying to this Court for further relief or for modification of any provision hereof.

ENTER:

A handwritten signature in blue ink, appearing to read "Milton I. Shadur", is written over a horizontal line.

MILTON I. SHADUR

District Judge

United States District Court

Northern District of Illinois

Date: August 8, 2014